

FUGITIVE JUMPS OFF HIGH TRACK TO TREE

Policeman Chases Alleged Zolup Man Along Elevated Part of Subway.

BOTH DODGE A TRAIN

Facing a Revolver and a Fifty Foot Leap James McGarry Chooses Latter.

In a pursuit of a man identified as James McGarry, 329 Lexington avenue, who had stolen \$1,200 from a collector for the Daniel Reeves chain stores in the Bronx, Patrolman Frank Lorber chased him quarry to the rim of the elevated structure of the Lexington avenue subway, near the 176th street station, yesterday afternoon and forced the man to jump.

The policeman had pursued McGarry four blocks by automobile and had raced to the elevated platform to find McGarry had taken to the tracks. He jumped to the track bed also, and, firing several shots, was nearing the man when a subway train approached.

In this predicament McGarry was "stumped." He stepped off the tracks which the subway train was taking, and so did Patrolman Lorber. The policeman edged along the narrow runway on the outside of the elevated structure toward his man. It was only a moment before he would seize him.

Nerve Finally Fails.

McGarry's hand went to his hip, according to the policeman, and he started to draw a revolver. It was the same weapon, Lorber said, with which McGarry had held up Stephen Flannery, the grocery store collector, but this time McGarry's nerve failed. The weapon did not leave his hip pocket.

Instead, he turned suddenly and leaped off the sheer edge of the structure, about fifty feet above ground level. Lorber, watching, saw him land in a tree, clinging for a minute to a limb, and then saw the limb, overweighted, give way, carrying McGarry to the street. The fall, it was ascertained a few minutes later, when an ambulance arrived from Fordham Hospital, caused internal injuries and may have broken the man's back. Lorber sent the man to the hospital, a prisoner, and with small chance for his life.

The holdup of Flannery had been staged a few blocks from the collector's home at 1860 Jerome avenue. Flannery was driving off in his automobile when it was said McGarry stepped up and asked for a lift.

Policeman Was Handy.

Flannery obliged, and the man got in. Flannery was making a corner a few blocks further on, when he felt the nose of a revolver against his ribs, and his riding companion ordered him to turn about and go south. They went south, and there was less traffic. McGarry, it was said, then reached into Flannery's coat pocket and stole the wallet. A few minutes later he jumped out, ordering Flannery to keep driving south, and made a break for the subway station.

The collector went south, but he found Patrolman Lorber less than a block away, and they put back hastily. Flannery pointed out a man running in the subway station, and Lorber went after him. The shots fired by Lorber as they raced along the trackage failed to take effect.

WIDOW WON'T CONTEST WILL OF MR. HAYMAN

Theatrical Manager Had Made Provision for Her.

Mrs. Alf Hayman will not contest the will of her husband, the theatrical manager, although he did not mention her in it and left all his estate except \$32,000 to Ann Murdock, actress. Mrs. Hayman yesterday referred inquiries to her attorney, William Travers Jerome.

Mr. Jerome said: "Mrs. Hayman has not communicated with me since the contents of Mr. Hayman's will became public. As far as I can see just now no basis exists upon which to establish a suit to break the will."

"When they agreed upon a separation a few years ago ample provision was made for an income for Mrs. Hayman, to be paid during Mr. Hayman's life and continue after his death. Provision was made to charge it against the estate. Mrs. Hayman's income is assured. Mr. Hayman also had a life insurance policy made payable to her."

Last night Mrs. Hayman was told what Mr. Jerome had said. She said: "That is absolutely authentic, and there will be no contest. That is all I care to say."

It is understood that Mr. Hayman settled \$12,000 a year upon his wife, in addition to making her the beneficiary of a large insurance policy.

DRUBIN BROTHERS FREED OF ARSON CHARGE

Judge McIntyre Exonerates Them From Indictments.

Arthur W. Drubin and his brothers, Herman, Elias and Max, were honorably discharged yesterday by Judge John F. McIntyre in General Sessions when their cases came up for trial on indictments returned last January charging them with arson in the third degree.

The brothers are partners in a shirt waist manufacturing business in Connecticut and New Jersey and have their show rooms in a loft on the top floor of the building at 27 West Thirty-third street, opposite the Waldorf-Astoria Hotel.

At about 7 o'clock in the evening of January 5 last automatic fire alarms in the show rooms began ringing and the firemen responding found two separate blazes in the left among piles of paper boxes. So suspicious were the circumstances that the four brothers were ordered arrested, and their indictment followed.

"After reading the record I cannot find satisfactory evidence that the defendants set the fire," said Judge McIntyre.

COL. FISHER ANTI-DRY CHIEF.

Will Be Grand Marshal of Fourth of July Parade.

Col. Warren Shaw Fisher of this city, who is national commander of the United American War Veterans, will be grand marshal of the Fourth of July anti-dry parade, according to an announcement last night by Frank C. Drake, originator of the movement.

Mr. Drake also announced that the chairmanship of the parade committee had been given to Gerard M. Wildes of 149 Rugby road, Brooklyn, who will be in charge of the physical makeup of the different divisions.

TUITION FOR CLASS BABY.

New London, Conn., June 14.—The graduating class at the Connecticut College for Women today voted to give the first girl born a member tuition for a four years' course. The sum of \$21 will be placed in the bank to the credit of the first boy born, with additional deposits on each birthday.

WOMAN CONVICTED BY 'DRY' LAW JURY

Mrs. O'Keefe Fined \$50 by Justice Borst for Having Liquor in Her Possession.

REACH VERDICT IN HOUR

Testified She Threw Demijohns Into Can When Prohibition Went Into Effect.

Mrs. Kate O'Keefe, a widow, of 359 First avenue, was found guilty yesterday of violating the Mullan-Gage prohibition law by a jury in the Extraordinary Term of the Supreme Court presided over by Justice Henry V. Borst. She is the first woman to be convicted by a jury in this State under the new prohibition law.

The jury went out at 2 o'clock and returned the verdict in one hour. Justice Borst imposed a fine of \$50, which Mrs. O'Keefe promptly paid.

It was charged that Mrs. O'Keefe had in her possession in the former saloon left by her husband a quantity of gin and whiskey in two demijohns which were seized on April 4 last by Detective Albert P. Andelmann of the Fourth Inspection district. The woman was indicted on April 27.

The conviction was somewhat of a surprise, not only to spectators but to George L. Donellan, her counsel, and Assistant District Attorney Pecora, who is prosecuting liquor cases. Mrs. O'Keefe testified she bought the liquor contained in the two demijohns months before the national prohibition act went into effect early in 1919.

"When the law went into effect I realized that it would be illegal to be found with liquor in my possession," Mrs. O'Keefe testified. "I threw the two demijohns into a garbage can. I have been running the place as a lunch room to support my family. I supposed the whiskey and gin had been carried out."

Detective Andelmann testified he found the two demijohns in a garbage can back of the lunch counter in the place. When the receptacles were opened for inspection by the jurors an aroma of pre-Volstead days filled the courtroom.

Michael Rovinsky, a restaurant owner of 312 West Forty-first street, who was the first man to be convicted by a jury in New York county for violating the Mullan-Gage act, was fined \$100 yesterday by Justice Borst. He was tried and found guilty on June 10 of having a quart and two half pints of whiskey in his possession. Yesterday the Extraordinary Grand Jury returned six indictments and dismissed twenty-four cases for lack of evidence.

The first case to be tried by a jury on Staten Island under the new State dry law resulted in a verdict of not guilty for Eric Out, owner of a saloon at Lincoln

avenue and Richmond road, Grant City. The trial was in the County Court before Judge J. Harry Tierman.

Out was charged with selling two drinks of whiskey to detectives and also with having a quart of liquor in his possession. He testified that he had only bought the saloon when detectives entered and knew nothing about any whiskey which was found and produced in evidence. The detectives said they were given two drinks and found the whiskey bottle hanging to a wire which was hauled up through a hole in the floor back of the bar.

CHEMISTS SEE DEFEAT OF ANTI-BEER BILL NARROW

Will Attend Rules Committee Hearing in Washington.

Dr. John E. Teeple, chairman of the New York section of the American Chemical Society, said last night cheerful news had been received from Washington about the progress of the chemists' fight against the passage of amendments to the Volstead act.

The House Committee on Rules will hold a public hearing either to-morrow or Friday to allow chemists and manufacturers to protest against the efforts of the Anti-Saloon League and Mr. Volstead to have the committee grant a special rule to bring about the passage of the new measure.

"The Rules Committee is going to give the scientists of this country an opportunity to expose the so-called anti-beer bill in its true colors," said Dr. Teeple. "The measure is nothing but a deliberate attack on American industry, hypocritically worded and advertised as a bill to prevent the use of beer as medicine. In fact, the bill does not mention the word beer. It does assume, however, to restrict the use of chemicals, drugs and pharmaceutical preparations recognized by all physicians as necessary for the treatment of disease."

COMMISSIONER BARS 'DRY' AGENT AS WITNESS

Angered at Discrepancies in Liquor Case Evidence.

Boston, June 14.—Louis Kaplan, a prohibition agent, was ordered by United States Commissioner Hayes to-day never again to appear before him as a witness.

"I don't want you ever again to come into this court as a witness," the Commissioner said. "Don't ever dare to come before me again."

The statement was made by Commissioner Hayes after Assistant District Attorney Keith had pointed out what he said were discrepancies between testimony given by Kaplan in a liquor case and information which he had from other prospective Government witnesses.

As a result John J. Drew, charged with making an illegal sale of alcohol, and Walter Mackie, charged with illegal transportation, were discharged.

U-BOATS LEAVE NAVY YARD.

PHILADELPHIA, June 14.—Three former German submarine boats left the Philadelphia Navy Yard to-day for Lynn Haven Roads, off Cape Henry, Va., where they will be used as targets in airplane bombing tests.

MRS. TIFFANY LOSES \$40,000 PEARL ROPE

\$2,500 Reward Offered by Her Husband, of Widely Known Jewelry Firm.

For the recovery of a \$40,000 pearl necklace belonging to his wife Charles L. Tiffany, member of the firm of Tiffany & Co., jewelers, yesterday offered a reward of \$2,500. The necklace has been gone since June 7, when Mrs. Tiffany left her summer home in Oyster Bay to motor to New York, and was absent in the city all day. On her return she missed the necklace, and whether it slipped from her neck and was lost, or whether it was stolen, she does not know.

There were ninety-seven pearls in the string, all of the first quality, perfectly matched and graduated, and attached by a diamond clasp. Mr. Tiffany has placed a notice offering the reward in the post office in Oyster Bay, where a search is being made by residents.

Mrs. Tiffany, who was a daughter of T. N. Ely, a Pennsylvania Railroad official, is known for her activity in political and welfare work. She was an active suffragist for fifteen years and was chairman for Manhattan Borough of the Woman's Suffrage party. Mrs. Tiffany has also been captain of the Fifth, Fifteenth and Twenty-seventh Queens Assembly districts. Last fall she was an active worker for the Democratic party. A graduate of Bryn Mawr, she belongs to the Women's University, Cosmopolitan, Bryn Mawr and Women's City clubs. During the war she was active in welfare and relief work.

SOLDIER DROVE TRUCK IN WHISKEY SEIZURE

Causes Arrest of Men Who Posed as 'Dry' Agents.

SOMERVILLE, N. J., June 14.—Four men from New Brunswick who, posing as revenue agents, seized a barrel of whiskey from John Ruels of Millstone, N. J., were locked up this afternoon in the Somerset county jail. They were arrested on information given by James F. Mills, a soldier of Camp Dix, who also is detained in \$10,000 bail as a material witness.

Mills was driving an army truck when he met William Ramponi, a saloon-keeper, and his brother Joseph. They told him, he said, that they were revenue agents about to make a seizure and asked him to aid in transporting it. Mills drove them, together with Charles Cannoli and John Salay, to Ruels's farm. The barrel of whiskey, which, according to Mills, had been in Ruels's possession since long before prohibition, was carried back to New Brunswick and unloaded in Ramponi's saloon.



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CHANDLER Dispatch, Model 20. Painted horizon-blue, with black chassis and wheels. Car only slightly used. Total mileage less than 2,000. In beautiful condition mechanically. Price \$1,555.

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CHANDLER Chummy Roadster, Model 20. Painted dark blue throughout. The popular town and country car. Reasonably priced at \$1,275.

CHANDLER, late Model 20. 4-passenger sport model. Horizon-blue body with black wire wheels. The Chandler Dispatch is the most popular sport car on the market. Price \$1,555.

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CLEVELAND, late Model 20. 3-passenger special Roadster. Body in special light blue, with Bullet lamps. Black running gear and wheels. New tires. Price \$1,195.

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